

# SENATE MOTION

**MADAM PRESIDENT:**

**I move** that Senate Bill 281 be amended to read as follows:

- 1           Page 7, after line 2 and before line 3 insert the following:
- 2       SECTION 4. IC 20-8.1-6.1-2 IS AMENDED TO READ AS
- 3       FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 2. (a) The parents of
- 4       any student, regardless of the student's age, or the student after the
- 5       student has reached eighteen (18) years of age, may request a transfer
- 6       from a school corporation in which the student has a legal settlement to
- 7       a transferee school corporation in Indiana or another state if the student
- 8       may be better accommodated in the public schools of the transferee
- 9       corporation. Whether the student can be better accommodated depends
- 10      on such matters as:
- 11          (1) crowded conditions of the transferee or transferor
- 12          corporation; ~~and~~
- 13          (2) curriculum offerings at the high school level that are
- 14          important to the vocational or academic aspirations of the
- 15          student; **and**
- 16          **(3) the geographic proximity of the student's legal settlement**
- 17          **as determined under section 1 of this chapter to the school**
- 18          **the student seeks to attend in the transferee school**
- 19          **corporation.**
- 20      (b) This request for transfer must be made in writing to the
- 21      transferor corporation which shall immediately mail a copy to the
- 22      transferee corporation. This request must be made at the times provided
- 23      by rule of the state board of education. The transfer is effected if both
- 24      the transferee and the transferor corporations approve the transfer
- 25      within thirty (30) days after that mailing. The transfer shall be denied
- 26      when either school corporation either:
- 27          (1) mails a written denial by certified mail to the requesting
- 28          parents or student at their last known address; or
- 29          (2) fails to act on the request within that period.
- 30      (c) In that event, an appeal may be taken to the state board of
- 31      education by the requesting parents, or student, if perfected within ten
- 32      (10) days after the denial. This appeal shall be perfected by mailing a

1 notice of appeal by certified mail to the superintendent of each school  
2 corporation and the state board of education. The superintendent of  
3 public instruction shall develop forms for this purpose, and the  
4 transferor corporation shall assist the parents or student in the  
5 mechanics of perfecting the appeal. Appeals shall be heard in accord  
6 with section 10 of this chapter.

7 Renumber all SECTIONS consecutively.

(Reference is to SB 281 as printed February 18, 2005)

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Senator ANTICH-CARR